

BOARD OF COMMISSIONERS OF COOK COUNTY



JOURNAL

**Monday, December 22, 2015
(9:45 A.M.)**

Special Meeting to consider: Committee Items Requiring Board Action

Cook County Building, 118 North Clark Street, Board Room 569, Chicago, Illinois

TONI PRECKWINKLE, PRESIDENT

**LUIS ARROYO, JR.
RICHARD R. BOYKIN
JERRY BUTLER
JOHN P. DALEY
JOHN A. FRITCHEY
BRIDGET GAINER
JESUS G. GARCIA
GREGG GOSLIN
STANLEY MOORE**

**SEAN M. MORRISON
JOAN PATRICIA MURPHY
TIMOTHY O. SCHNEIDER
PETER N. SILVESTRI
DEBORAH SIMS
ROBERT B. STEELE
LARRY SUFFREDIN
JEFFREY R. TOBOLSKI**

**DAVID ORR
COUNTY CLERK**

Board met pursuant to the following call:

Wednesday, December 16, 2015

The Honorable David Orr
Cook County Clerk
69 West Washington St.
Fifth Floor
Chicago, Illinois 60602

Re: SPECIAL MEETING NOTICE for December 21, 2015 at 9:45 a.m. in the Cook County Board Room, 118 North Clark Street, Room 569, Chicago, Illinois

Dear Clerk Orr:

Pursuant to the authority vested in me, I hereby call a Special Meeting of the Board of Commissioners of Cook County to be convened on Monday, December 21, 2015, at the hour of 9:45 a.m. in the County Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois.

At said meeting, the following Committee Items Requiring Board Action will be considered:

Committee Items Requiring Board Action:

Business and Economic Development Committee Meeting of December 21, 2015

- 15-6384 – Calumet Enterprise Zone Ordinance Amendment
- 15-6501 – Lincoln and 394 Enterprise Zone Ordinance Amendment

Please issue the Notice of this Special Meeting as required by law.

Very truly yours,

TONI PRECKWINKLE, President
Cook County Board of Commissioners

COPY OF LETTER SENT TO ALL COMMISSIONERS

Thursday, December 17, 2015

President and Members
Cook County Board of Commissioners

Ladies and Gentlemen:

Toni Preckwinkle, President of the Board of Commissioners of Cook County, has directed me to call a Special Meeting of the Board of Commissioners of Cook County on Monday, December 21, 2015 at the

hour of 9:45 A.M. in the County Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois. At said meeting, the following Committee Items Requiring Board Action will be considered:

Committee Items Requiring Board Action

Business and Economic Development Committee Meeting of December 21, 2015

- 15-6384 – Calumet Enterprise Zone Ordinance Amendment
- 15-6501 – Lincoln and 394 Enterprise Zone Ordinance Amendment

Very truly yours,

DAVID ORR, County Clerk

* * * * *

This is to certify that a copy of the above notice was hand delivered and personally addressed to each Member of the Board of Cook County Commissioners at their home address and was deposited in the United States Mail on Thursday, December 17, 2015.

DAVID ORR, County Clerk

* * * * *

The following Legal Notice appeared in the Chicago Tribune Newspaper on Sunday, December 20, 2015.

LEGAL NOTICE

Toni Preckwinkle, President of the Board of Commissioners of Cook County, has directed me to call a Special Meeting of the Board of Commissioners of Cook County on Monday, December 21, 2015 at the hour of 9:45 A.M. in the County Board Room, Room 569, County Building, 118 North Clark Street, Chicago, Illinois. At said meeting, the following Committee Items Requiring Board Action will be considered:

Committee Items Requiring Board Action:

Business and Economic Development Committee Meeting of December 21, 2015

- 15-6384 – Calumet Enterprise Zone Ordinance Amendment
- 15-6501 – Lincoln and 394 Enterprise Zone Ordinance Amendment

Very truly yours,

DAVID ORR, County Clerk and
Clerk of the Board of the Commissioners of Cook County, Illinois

OFFICIAL RECORD

President Preckwinkle in the chair.

CALL TO ORDER

At 9:45 A.M., being the hour appointed for the meeting, the President called the Board to order.

QUORUM

County Clerk David Orr called the roll of members and there was found to be a quorum present.

ROLL CALL

Present: President Preckwinkle and Commissioners Boykin, Butler, Daley, Gainer, Garcia, Moore, Morrison, Murphy, Silvestri, Sims and Suffredin - 11.

Absent: Commissioners Arroyo, Fritchey, Goslin, Schneider, Steele and Tobolski – 6.

PUBLIC TESTIMONY:

NONE

BOARD OF COMMISSIONERS OF COOK COUNTY

COMMISSIONERS

BUSINESS AND ECONOMIC DEVELOPMENT COMMITTEE

Monday, December 21, 2015

ATTENDANCE

Present: Chairman García, Commissioners Butler, Gainer, Morrison and Moore – 5.

Absent: Commissioners Murphy, Arroyo, Schneider and Steele – 4.

PUBLIC TESTIMONY: (NONE)

16-0715

COMMITTEE MINUTES

Approval of the minutes from the meeting of 12/15/2015

A motion was made by Commissioner Moore, seconded by Commissioner Butler, that the Committee Minutes be approved. **The motion carried unanimously.**

15-6384

PROPOSED ORDINANCE AMENDMENT

Sponsored by: TONI PRECKWINKLE, President, DEBORAH SIMS, STANLEY MOORE
and JOAN PATRICIA MURPHY, County Commissioners

CALUMET ENTERPRISE ZONE

AN ORDINANCE FORTO AMEND THE ESTABLISHMENT OF ANCURRENT EXISTING CALUMET ENTERPRISE ZONE SUBJECT TO THEBY ALTERING ITS BOUNDARIES, INCLUDING ADDITIONAL UNITS OF LOCAL GOVERNMENT, AND ESTABLISHING A NEW SUCCESSOR ENTERPRISE ZONE ACT OF THE STATE OF ILLINOIS.

WHEREAS, the State of Illinois Enterprise Zone Act (20 ILCS 655/1 et seq) provides for the creation of enterprise zones to encourage private sector investments in economically distressed areas throughout the State; and

WHEREAS, The City of Calumet City, The Village of Dolton, The Village of Lansing, The Village of Riverdale, The Village of South Holland, The Village of Thornton (collectively the “Municipalities”) and the County of Cook, a body Politic and Corporate of the State of Illinois (“the County”), are organized and existing under the laws of ~~that~~the State of Illinois. Each have areas within their respective legal boundaries that are economically distressed and would benefit from private sector investments under the Enterprise Zone Act; and

WHEREAS, it is determined that it is in the best interest of the citizens of the County and Municipalities to establish an Enterprise Zone and encourage private sector investments within said Enterprise Zone; and

WHEREAS, prior to filing of an application for approval of the designation of an Enterprise Zone under the Illinois Enterprise Zone Act, it is required that the County and Municipalities adopt an Ordinance designating the proposed Enterprise Zone; and

WHEREAS, the Calumet Enterprise Zone currently exists by virtue of certification by the State Illinois, under the Illinois Enterprise Act scheduled to expire on December 31, 2017; and

WHEREAS, the current existing Calumet Enterprise Zone involved, prior to the herein amendment, the City of Calumet City, The Village of Dolton and The Village of Riverdale as its designating municipalities; and

WHEREAS, all of the aforesaid Municipalities and County have joined in the collective pursuit to amend the current existing Calumet Enterprise Zone by the addition of certain areas, the inclusion of the aforesaid Municipalities and County as designating units of local government and establish a new successor Enterprise Zone. These efforts are subject to the respective approvals of the governing bodies of the aforesaid Municipalities and County.

BE IT ORDAINED, by Cook County Board of Commissioners, that Chapter 14, Community Development, Article IV, Sections 14-39 through 14-47 of the Cook County Code is hereby ~~enacted~~ amended as follows:

ARTICLE IV. CALUMET ENTERPRISE ZONE

Sec. 14-39. ~~Establishment~~ Amendment to the existing enterprise zone and establishment of an enterprise zone designation.

~~In accordance with the Enterprise Zone Act (20 ILCS 655/1 et seq.), the Board of Commissioners hereby establishes an Enterprise Zone in cooperation with the City of Calumet City, The Village of Lansing, The Village of Riverdale, The Village of South Holland, The Village of Thornton and the County of Cook.~~

The existing Calumet Enterprise Zone is hereby amended to include The Village of Lansing, The Village of South Holland, The Village of Thornton, and The County of Cook as additional designated units of local government of said Enterprise Zone. The area of this enterprise zone is also hereby altered to consist of the area described in the map EXHIBIT A and the legal description EXHIBIT B, attached hereto. This area of the amended zone is within the 15 square mile limit required for enterprise zones that include more than 4 jurisdictions per the Illinois Enterprise Zone Act (20 ILCS 655/4). EXHIBITS A and B are incorporated herein by reference and become part of this Section as if fully stated herein. These amendments shall not be effective until and unless the Illinois Department of Commerce and Economic Opportunity upon application approves the amended designating Ordinance, issues an amended certification for the existing Calumet Enterprise Zone, records a certified copy of the amended Ordinance with Cook County Recorder of Deeds and files the same with the Illinois Secretary of State.

For the purposes of a successor Enterprise Zone to the existing Calumet Enterprise Zone, an Enterprise Zone is hereby declared and established as an Enterprise Zone pursuant to authority granted by the Illinois Enterprise Zone Act, as amended. ~~The Enterprise Zone is named and designated as the Calumet Enterprise Zone; said Enterprise Zone is further subject and contingent on~~ subject to the approval by the Illinois Enterprise Zone Board and certification by the Illinois Department of Commerce and Economic Opportunity. This Enterprise Zone is hereby named and designated as the Calumet Enterprise Zone.

Sec. 14-40. Term.

The term of the proposed successor Enterprise Zone is 15 years, subject to the effective date of certification of the Enterprise Zone and the potential 10-year renewal prescribed under the Illinois Enterprise Zone Act.

Sec. 14-41. Description of zone.

The area of the proposed designated successor Enterprise Zone is outlined in the map provided as EXHIBIT A and its boundaries are set down in the legal description in EXHIBIT B, ~~which exhibits these~~ EXHIBITS are attached to this Ordinance and incorporated herein by reference.

Sec. 14-42. Qualifications.

The County and the Municipalities hereby declare and affirm that the Zone-successor Enterprise Zone's Area is qualified for designation as an Enterprise Zone in accordance with the provisions of the Act, ~~as described herein~~ and it is FOUND that:

- (a) The Zone Area is a contiguous area;
- (b) The Zone Area comprises an area larger than one-half square miles and not more than Fifteen square miles in total area;
- (c) The Zone Area is a depressed area;
- (d) The Zone Area addresses a reasonable need to encompass portions of more than one (1) municipality and adjacent unincorporated areas of the County;
- (e) The Zone Area exceeds the minimum requirement of meeting 3 of the 10 criteria specified in the Illinois Enterprise Act (20ILCS 655/4 (f);
- (f) On the 28TH day of October, 2015, a public hearing was conducted pursuant to a Notice duly published in a newspaper of general circulation, within the Zone Area, not more than 20 days nor less than 5 days before the hearing date; and
- (g) The Zone Area satisfies any additional criteria stated in the Illinois Enterprise Zone Act or established by the Rules of the Illinois Department of Commerce and Economic Opportunity.

All of the above stated FINDINGS in Sec. 14-43 (a) through (f) are supported, sustained and consistent with the substantive materials contained in EXHIBIT C, attached hereto, and incorporated herein by reference.

Sec. 14-43. Incentives.

The State of Illinois, Counties and Municipalities offer incentives designed to encourage businesses in the private sector to locate or expand within an Enterprise Zone, subject to terms, conditions, rules and legal limitations in the law:

- (a) State Incentives
 - 1. Sales tax exemption. A 6.25 percent state sales tax exemption is permitted on building materials to be used in an Enterprise Zone. Materials must be permanently affixed to the property and must be purchased from a qualified retailer.
 - 2. Enterprise zone machinery and equipment consumables/pollution control facilities sales tax exemption. A 6.25 percent state sales tax exemption on purchases of tangible personal property to be used in the manufacturing or assembly process or in the operation of a pollution control facility within an Enterprise Zone is available. Eligibility is based on a business making an investment in an Enterprise Zone of at least \$5 million in qualified property that creates a minimum of 200 fulltime-equivalent jobs, a business investing at least \$40 million in a zone and retaining at least 2,000 jobs, or a business

investing at least \$40 million in a zone which causes the retention of at least 80 percent of the jobs existing on the date it is certified to receive the exemption.

3. Enterprise zone utility tax exemption. A state utility tax exemption on gas, electricity and the Illinois Commerce Commission's administrative charge and telecommunication excise tax is available to businesses located In Enterprise Zones. Eligible businesses must make an investment of at least \$5 million in qualified property that creates a minimum of 200 full-time equivalent jobs in Illinois, an investment of \$20 million that retains at least 1,000 full-time-equivalent jobs, or an investment of \$175 million that creates 150 full-time equivalent jobs in Illinois. The majority of the jobs created must be located In the Enterprise Zone where the investment occurs.
4. Enterprise zone investment tax credit. A state investment tax credit of 0.5 percent is allowed a taxpayer who invests in qualified property in a Zone. Qualified property includes machinery, equipment and buildings. The credit may be carried forward for up to five years. This credit is in addition to the regular 0.5 percent Investment tax credit, which is available throughout the state, and up to 0.5 percent credit for increased employment over the previous year.
5. Contribution deduction. Businesses may deduct double the value of a cash or in-kind contribution to an approved project of a Designated Zone Organization from taxable income.

(b) Local Incentives and Fees

Local governments, through the assistance and coordination of the Enterprise Zone Administrators, may provide a variety of local incentives to further encourage economic growth and investment within enterprise zones. The incentives offered are determined by ~~counties~~ Cook County and the municipalities. The following local Enterprise Zone incentives are hereby offered:

1. Abatement or reimbursement of 50% of the municipal portion of property taxes on new improvements ~~on~~ for industrial-~~or~~ commercial, or institutional properties ~~for~~ during the first five years following the completion of these improvements. This benefit will not be applicable if the project investor is also the recipient of tax relief for this property under the terms of a tax increment finance (TIF) agreement or other substantial property tax abatement provided by a unit of local government.
2. Waiver of 50% of initial building permit ~~or zoning application~~ fees ~~on~~ for industrial-~~or~~ commercial, or institutional projects.
3. The Enterprise Zone Administrator will provide officials of ~~municipalities~~ the County and Municipalities that are signatories to the Intergovernmental Agreement, which is Attachment D to this Ordinance, with certain written documentation and materials relative to additional incentives, including public or not for profit financing and workforce development programs, which ~~municipal~~ the officials may make available to

the project developer, and other interested individuals. There is no representation that the available documents and materials include all incentives and ~~program~~programs available to the project.

The Zone Administrator shall file a copy of the Enterprise Zone's fee schedule with the Department of Commerce and Economic Opportunity by April 1 of each year. The Zone Administrator may charge up to 0.5% (one half of one percent) of the cost of building materials of the project associated with the Enterprise Zone, provided that a maximum fee of no more than \$50,000 is permitted (20 ILCS 655/8.2 (c)). To the extent that charges by the Zone Administrator do not meet the full operating expenses of the Enterprise Zone, the Municipalities and the County, that are signatories to this agreement, will collectively meet these expenses. However, no signatory to this Agreement will be obligated to contribute more than \$5,000 per year toward these Enterprise Zone operating expenses.

Sec. 14-44. Zone administrator.

The Zone Administrator is responsible for the day-to-day operation of the Enterprise Zone including the following duties:

(a) Supervise the implementation of the provisions of this Intergovernmental Agreement and the Illinois Enterprise Zone Act.

(b) Act as a liaison between the Counties, Municipalities, the Illinois Department of Commerce Economic Opportunity, Designated Zone Organizations, and other State, Federal and local agencies, whether public or private.

(c) Conduct an ongoing evaluation of the Enterprise Zone Programs and submit evaluative reports at least annually to the Council.

(d) Promote the coordination of other relevant programs, including, but not limited to, housing, community and economic development, small business, financial assistance and employment training within the Enterprise Zone.

(e) Recommend qualified Designated Zone Organizations to the Enterprise Zone Governing Council (the Council).

(f) Have such other~~such~~ duties as specified by the Council, including the appointment of authorized personnel as appropriate, to assure the smooth operation of the Enterprise Zone.

Sec. 14-45. Intergovernmental agreement.

The existing Enterprise Zone and the successor Enterprise Zone shall be governed, managed and operated in accordance with the Amended Intergovernmental Agreement between the County ~~(s)~~ and the Municipalities as set forth in EXHIBIT D, which is attached hereto and incorporated into this Ordinance, by reference. The attached Intergovernmental Agreement (EXHIBIT D) was presented to the legislative body of Cook County and its attorney for review. The President is hereby authorized to execute this Agreement, on behalf of the County of Cook. Further, the President or his or her designee is authorized

to sign all documents reasonably necessary in the furtherance of the Joint ~~Application~~ Applications for ~~said~~ approval of the amendments to the existing Enterprise Zone, to be filed with the Illinois Department of Commerce and Economic Opportunity.

Sec. 14-46. Severability.

This Ordinance and every provision thereof shall be considered severable and the invalidity of any section clause, paragraph, sentence or provision of this Ordinance will not affect the validity of any other portion of this Ordinance.

Sec. 14-47. Publication and effective date.

Cook County is hereby authorized to publish this Ordinance in pamphlet form. This Ordinance shall be in full force and effect from after its passage, approval and publication subject to approval, certification and recording as required by law.

Effective date: This Ordinance Amendment shall be in effect immediately upon adoption.

A motion was made by Commissioner Moore, seconded by Commissioner Butler, that this Ordinance Amendment be recommended for approval. **The motion carried unanimously.**

**15-6384
ORDINANCE**

Sponsored by

**THE HONORABLE TONI PRECKWINKLE, PRESIDENT, DEBORAH SIMS,
STANLEY MOORE AND JOAN PATRICIA MURPHY, COUNTY COMMISSIONERS**

CALUMET ENTERPRISE ZONE

**AN ORDINANCE ~~FOR TO AMEND THE ESTABLISHMENT OF AN~~CURRENT
EXISTING CALUMET ENTERPRISE ZONE SUBJECT TO ~~THEY~~ ALTERING
ITS BOUNDARIES, INCLUDING ADDITIONAL UNITS OF LOCAL
GOVERNMENT, AND ESTABLISHING A NEW SUCCESSOR ENTERPRISE
ZONE ACT OF THE STATE OF ILLINOIS.**

WHEREAS, the State of Illinois Enterprise Zone Act (20 ILCS 655/1 et seq) provides for the creation of enterprise zones to encourage private sector investments in economically distressed areas throughout the State; and

WHEREAS, The City of Calumet City, The Village of Dolton, The Village of Lansing, The Village of Riverdale, The Village of South Holland, The Village of Thornton (collectively the “Municipalities”) and the County of Cook, a body Politic and Corporate of the State of Illinois (“the County”), are organized and existing under the laws of ~~that~~ the State of Illinois. Each have areas within their respective legal

boundaries that are economically distressed and would benefit from private sector investments under the Enterprise Zone Act; and

WHEREAS, it is determined that it is in the best interest of the citizens of the County and Municipalities to establish an Enterprise Zone and encourage private sector investments within said Enterprise Zone; and

WHEREAS, prior to filing of an application for approval of the designation of an Enterprise Zone under the Illinois Enterprise Zone Act, it is required that the County and Municipalities adopt an Ordinance designating the proposed Enterprise Zone; and

WHEREAS, the Calumet Enterprise Zone currently exists by virtue of certification by the State Illinois, under the Illinois Enterprise Act scheduled to expire on December 31, 2017; and

WHEREAS, the current existing Calumet Enterprise Zone involved, prior to the herein amendment, the City of Calumet City, The Village of Dolton and The Village of Riverdale as its designating municipalities; and

WHEREAS, all of the aforesaid Municipalities and County have joined in the collective pursuit to amend the current existing Calumet Enterprise Zone by the addition of certain areas, the inclusion of the aforesaid Municipalities and County as designating units of local government and establish a new successor Enterprise Zone. These efforts are subject to the respective approvals of the governing bodies of the aforesaid Municipalities and County.

BE IT ORDAINED, by Cook County Board of Commissioners, that Chapter 14, Community Development, Article IV, Sections 14-39 through 14-47 of the Cook County Code is hereby ~~enacted~~ amended as follows:

ARTICLE IV. CALUMET ENTERPRISE ZONE

Sec. 14-39. ~~Establishment~~ Amendment to the existing enterprise zone and establishment of an enterprise zone designation.

~~In accordance with the Enterprise Zone Act (20 ILCS 655/1 et seq.), the Board of Commissioners hereby establishes an Enterprise Zone in cooperation with the City of Calumet City, The Village of Lansing, The Village of Riverdale, The Village of South Holland, The Village of Thornton and the County of Cook.~~

The existing Calumet Enterprise Zone is hereby amended to include The Village of Lansing, The Village of South Holland, The Village of Thornton, and The County of Cook as additional designated units of local government of said Enterprise Zone. The area of this enterprise zone is also hereby altered to consist of the area described in the map EXHIBIT A and the legal description EXHIBIT B, attached hereto. This area of the amended zone is within the 15 square mile limit required for enterprise zones that include more than 4 jurisdictions per the Illinois Enterprise Zone Act (20 ILCS 655/4). EXHIBITS A and B are incorporated herein by reference and become part of this Section as if fully stated herein. These amendments shall not be effective until and unless the Illinois Department of Commerce and Economic Opportunity upon application approves the amended designating Ordinance, issues an amended certification for the existing Calumet Enterprise Zone, records a certified copy of the amended Ordinance with Cook County Recorder of Deeds and files the same with the Illinois Secretary of State.

For the purposes of a successor Enterprise Zone to the existing Calumet Enterprise Zone, an Enterprise Zone is hereby declared and established as an Enterprise Zone pursuant to authority granted by the Illinois Enterprise Zone Act, as amended. ~~The Enterprise Zone is named and designated as the Calumet Enterprise Zone; said Enterprise Zone is further subject and contingent on~~ subject to the approval by the Illinois Enterprise Zone Board and certification by the Illinois Department of Commerce and Economic Opportunity. This Enterprise Zone is hereby named and designated as the Calumet Enterprise Zone.

Sec. 14-40. Term.

The term of the proposed successor Enterprise Zone is 15 years, subject to the effective date of certification of the Enterprise Zone and the potential 10-year renewal prescribed under the Illinois Enterprise Zone Act.

Sec. 14-41. Description of zone.

The area of the proposed designated successor Enterprise Zone is outlined in the map provided as EXHIBIT A and its boundaries are set down in the legal description in EXHIBIT B, ~~which exhibits these EXHIBITS~~ are attached to this Ordinance and incorporated herein by reference.

Sec. 14-42. Qualifications.

The County and the Municipalities hereby declare and affirm that the ~~Zone~~ successor Enterprise Zone's Area is qualified for designation as an Enterprise Zone in accordance with the provisions of the Act, ~~as described herein~~ and it is FOUND that:

- (a) The Zone Area is a contiguous area;
- (b) The Zone Area comprises an area larger than one-half square miles and not more than Fifteen square miles in total area;
- (c) The Zone Area is a depressed area;
- (d) The Zone Area addresses a reasonable need to encompass portions of more than one (1) municipality and adjacent unincorporated areas of the County;
- (e) The Zone Area exceeds the minimum requirement of meeting 3 of the 10 criteria specified in the Illinois Enterprise Act (20ILCS 655/4 (f));
- (f) On the 28TH day of October, 2015, a public hearing was conducted pursuant to a Notice duly published in a newspaper of general circulation, within the Zone Area, not more than 20 days nor less than 5 days before the hearing date; and
- (g) The Zone Area satisfies any additional criteria stated in the Illinois Enterprise Zone Act or established by the Rules of the Illinois Department of Commerce and Economic Opportunity.

All of the above stated FINDINGS in Sec. 14-43 (a) through (f) are supported, sustained and consistent with the substantive materials contained in EXHIBIT C, attached hereto, and incorporated herein by reference.

Sec. 14-43. Incentives.

The State of Illinois, Counties and Municipalities offer incentives designed to encourage businesses in the private sector to locate or expand within an Enterprise Zone, subject to terms, conditions, rules and legal limitations in the law:

(a) State Incentives

1. Sales tax exemption. A 6.25 percent state sales tax exemption is permitted on building materials to be used in an Enterprise Zone. Materials must be permanently affixed to the property and must be purchased from a qualified retailer.
2. Enterprise zone machinery and equipment consumables/pollution control facilities sales tax exemption. A 6.25 percent state sales tax exemption on purchases of tangible personal property to be used in the manufacturing or assembly process or in the operation of a pollution control facility within an Enterprise Zone is available. Eligibility is based on a business making an investment in an Enterprise Zone of at least \$5 million in qualified property that creates a minimum of 200 fulltime-equivalent jobs, a business investing at least \$40 million in a zone and retaining at least 2,000 jobs, or a business investing at least \$40 million in a zone which causes the retention of at least 80 percent of the jobs existing on the date it is certified to receive the exemption.
3. Enterprise zone utility tax exemption. A state utility tax exemption on gas, electricity and the Illinois Commerce Commission's administrative charge and telecommunication excise tax is available to businesses located In Enterprise Zones. Eligible businesses must make an investment of at least \$5 million in qualified property that creates a minimum of 200 full-time equivalent jobs in Illinois, an investment of \$20 million that retains at least 1,000 full-time-equivalent jobs, or an investment of \$175 million that creates 150 full-time equivalent jobs in Illinois. The majority of the jobs created must be located In the Enterprise Zone where the investment occurs.
4. Enterprise zone investment tax credit. A state investment tax credit of 0.5 percent is allowed a taxpayer who invests in qualified property in a Zone. Qualified property includes machinery, equipment and buildings. The credit may be carried forward for up to five years. This credit is in addition to the regular 0.5 percent Investment tax credit, which is available throughout the state, and up to 0.5 percent credit for increased employment over the previous year.
5. Contribution deduction. Businesses may deduct double the value of a cash or in-kind contribution to an approved project of a Designated Zone Organization from taxable income.

(b) Local Incentives and Fees

Local governments, through the assistance and coordination of the Enterprise Zone Administrators, may provide a variety of local incentives to further encourage economic growth and investment within enterprise zones. The incentives offered are determined by ~~counties~~ Cook County and the municipalities. The following local Enterprise Zone incentives are hereby offered:

1. Abatement or reimbursement of 50% of the municipal portion of property taxes on new improvements ~~on for industrial or~~, commercial, or institutional properties ~~for~~ during the first five years following the completion of these improvements. This benefit will not be applicable if the project investor is also the recipient of tax relief for this property under the terms of a tax increment finance (TIF) agreement or other substantial property tax abatement provided by a unit of local government.
2. Waiver of 50% of initial building permit ~~or zoning application~~ fees ~~on for industrial or~~, commercial, or institutional projects.
3. The Enterprise Zone Administrator will provide officials of ~~municipalities~~ the County and Municipalities that are signatories to the Intergovernmental Agreement, which is Attachment D to this Ordinance, with certain written documentation and materials relative to additional incentives, including public or not for profit financing and workforce development programs, which ~~municipal~~ the officials may make available to the project developer, and other interested individuals. There is no representation that the available documents and materials include all incentives and ~~program~~ programs available to the project.

The Zone Administrator shall file a copy of the Enterprise Zone's fee schedule with the Department of Commerce and Economic Opportunity by April 1 of each year. The Zone Administrator may charge up to 0.5% (one half of one percent) of the cost of building materials of the project associated with the Enterprise Zone, provided that a maximum fee of no more than \$50,000 is permitted (20 ILCS 655/8.2 (c)). To the extent that charges by the Zone Administrator do not meet the full operating expenses of the Enterprise Zone, the Municipalities and the County, that are signatories to this agreement, will collectively meet these expenses. However, no signatory to this Agreement will be obligated to contribute more than \$5,000 per year toward these Enterprise Zone operating expenses.

Sec. 14-44. Zone administrator.

The Zone Administrator is responsible for the day-to-day operation of the Enterprise Zone including the following duties:

- (a) Supervise the implementation of the provisions of this Intergovernmental Agreement and the Illinois Enterprise Zone Act.
- (b) Act as a liaison between the Counties, Municipalities, the Illinois Department of Commerce Economic Opportunity, Designated Zone Organizations, and other State, Federal and local agencies, whether public or private.

(c) Conduct an ongoing evaluation of the Enterprise Zone Programs and submit evaluative reports at least annually to the Council.

(d) Promote the coordination of other relevant programs, including, but not limited to, housing, community and economic development, small business, financial assistance and employment training within the Enterprise Zone.

(e) Recommend qualified Designated Zone Organizations to the Enterprise Zone Governing Council (the Council).

(f) Have such other-~~such~~ duties as specified by the Council, including the appointment of authorized personnel as appropriate, to assure the smooth operation of the Enterprise Zone.

Sec. 14-45. Intergovernmental agreement.

The existing Enterprise Zone and the successor Enterprise Zone shall be governed, managed and operated in accordance with the Amended Intergovernmental Agreement between the County (~~s~~) and the Municipalities as set forth in EXHIBIT D, which is attached hereto and incorporated into this Ordinance, by reference. The attached Intergovernmental Agreement (EXHIBIT D) was presented to the legislative body of Cook County and its attorney for review. The President is hereby authorized to execute this Agreement, on behalf of the County of Cook. Further, the President or his or her designee is authorized to sign all documents reasonably necessary in the furtherance of the Joint ~~Application~~Applications for ~~said approval of the amendments to the existing~~ Enterprise Zone, to be filed with the Illinois Department of Commerce and Economic Opportunity.

Sec. 14-46. Severability.

This Ordinance and every provision thereof shall be considered severable and the invalidity of any section clause, paragraph, sentence or provision of this Ordinance will not affect the validity of any other portion of this Ordinance.

Sec. 14-47. Publication and effective date.

Cook County is hereby authorized to publish this Ordinance in pamphlet form. This Ordinance shall be in full force and effect from after its passage, approval and publication subject to approval, certification and recording as required by law.

Effective date: This Ordinance Amendment shall be in effect immediately upon adoption.

Approved and adopted this 21st of December 2015.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

15-6501

PROPOSED ORDINANCE AMENDMENT

Sponsored by: TONI PRECKWINKLE, President, STANLEY MOORE, JOAN PATRICIA MURPHY and DEBORAH SIMS, County Commissioners

LINCOLN AND 394 CORRIDOR ENTERPRISE ZONE

AN ORDINANCE FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE SUBJECT TO THE ENTERPRISE ZONE ACT OF THE STATE OF ILLINOIS, to amend the existing Ford Heights/Sauk Village Enterprise Zone by altering its boundaries and including additional units of local government, to establish new incentives and to rename the amended Enterprise Zone as the Lincoln & 394 Corridor Enterprise Zone.

WHEREAS, the State of Illinois Enterprise Zone Act (20 ILCS 655/1 et seq) provides for the creation of enterprise zones to encourage private sector investments in economically distressed areas throughout the State; and

WHEREAS, The Village of Beecher, The City of Chicago Heights, The Village of Crete, The Village of Ford Heights, The Village of Glenwood, The Village of Olympia Fields, The Village of Sauk Village, The Village of South Chicago Heights, The Village of Steger (the “Municipalities”), The County of Cook, and the County of Will are organized and existing under the laws of that State of Illinois. Each have areas within their respective legal boundaries that are economically distressed and would benefit from private sector investments under the Enterprise Zone Act; and

~~WHEREAS~~, ~~the aforesaid Municipalities and Counties have joined in the collective pursuit of a joint Enterprise Zone, subject to approval of their respective governing bodies; and~~

WHEREAS, it is determined that it is in the best interest of the citizens of these Counties and Municipalities to establish an Enterprise Zone and encourage private sector investments within said Enterprise Zone; and

WHEREAS, the Ford Heights/Sauk Village Enterprise Zone currently exists by virtue of certification by the State of Illinois, under the Illinois Enterprise Act and is scheduled to expire on December 31, 2021; and

WHEREAS, the current existing Ford Heights/Sauk Village Corridor Enterprise Zone involves The Village of Ford Heights and the Village of Sauk Village as its designating municipalities and affords an opportunity to expand in scope of territory and involvement of additional units of local governments; and

WHEREAS, the aforesaid Municipalities and Counties have joined in the collective pursuit to amend the current existing Ford Heights/Sauk Village Enterprise Zone by the alteration of areas included within the Zone and the inclusion of the aforesaid Municipalities and Counties as designating units of local government. These efforts are subject to the respective approvals of the governing bodies of each of the aforesaid Municipalities and Counties; and

WHEREAS, prior to filing of an application for approval of the amendment to designation of an existing Enterprise Zone, under the Illinois Enterprise Zone Act, it is required that the Counties and Municipalities adopt an Ordinance amending designating the existing proposed Enterprise Zone; and

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 14, Community Development, Article VI, Lincoln and 394 Corridor Enterprise Zone, Sections 14-59 through 14-67 of the Cook County Code is hereby enacted as Follows:

ARTICLE VI. LINCOLN AND 394 CORRIDOR ENTERPRISE ZONE

Sec. 14-59. Establishment of enterprise zone and enterprise zone designation.

In accordance with the Enterprise Zone Act (20 ILCS 655/1 et seq.), the Board of Commissioners hereby establishes an Enterprise Zone in cooperation with The existing Ford Heights/Sauk Village is hereby amended to include The Village of Beecher, The City of Chicago Heights, The Village of Crete, The Village of Ford Heights, The Village of Glenwood, The Village of Olympia Fields, The Village of Sauk Village, The Village of South Chicago Heights, The Village of Steger (the "Municipalities"), The County of Cook, and the County of Will as designated units of local government of said Enterprise Zone. Each have areas within their respective legal boundaries that are economically distressed and would benefit from private sector investments under the Enterprise Zone Act. This Additionally, the area of this Enterprise Zone is also hereby altered to consist of the area described in the map EXHIBIT A and the legal description EXHIBIT B, attached hereto. This area of the amended zone is within the 15 square mile limit required for enterprise zones that include more than 4 jurisdictions per declared and established pursuant to authority granted by the Illinois Enterprise Zone Act (20 ILCS 655/4). EXHIBITS A and B are hereby incorporated herein by reference and become part of this Section as if fully stated herein. This amended existing. The Enterprise Zone shall be named and known designated as the Lincoln and 394 Corridor Enterprise Zone. These amendments shall not be effective until; said Enterprise Zone is further subject and unless the Illinois Department of Commerce and Economic Opportunity upon application approves this amended designating Ordinance, issues an amended certification for the Lincoln and 394 Corridor Enterprise Zone and record a certified copy of the amended Ordinance with Cook County Recorder of Deeds and file the same with the Illinois Secretary of State.

Sec. 14-60. Term.

The term of the amended Enterprise Zone remains unchanged is 15 years, subject to the effective date of certification of the Enterprise Zone and will expire on December 31, 2021, unless amended or otherwise lawfully changed the potential 10 year renewal prescribed under the Illinois Enterprise Zone Act.

Sec. 14-61. Description of zone.

The area of the designated Enterprise Zone is outlined in a map in EXHIBIT A and described in the legal description in EXHIBIT B, which exhibits are attached to this Ordinance and incorporated herein by reference.

Sec. 14-62. Qualifications.

The ~~Counties~~ County and the Municipalities ~~have declared~~~~hereby declare~~ and ~~affirmed~~affirm that the amended Enterprise Zone Area is qualified for designation as an Enterprise Zone in accordance with the provisions of the Act, and FOUND that as described herein:

- (a) The Zone Area is a contiguous area;
- (b) The Zone Area comprises an area larger than one-half square miles and not more than Fifteen square miles in total area;
- (c) The Zone Area is a depressed area;
- (d) The Zone Area addresses a reasonable need to encompass portions of more than one (1) municipality and adjacent unincorporated areas of the County;
- (e) The Zone Area exceeds the minimum requirement of meeting 3 of the 10 criteria specified in the Illinois Enterprise Act (20ILCS 655/4 (f);
- (f) On the 29th day of October, 2015, a public hearing was conducted pursuant to a Notice duly published in a newspaper of general circulation, within the Zone Area, not more than 20 days nor less than 5 days before the hearing date;
- (g) The Zone Area satisfies any additional criteria stated in the Illinois Enterprise Zone Act or established by the Rules of the Illinois Department of Commerce and Economic Opportunity;

All of the above stated FINDINGS are supported, sustained and consistent with the substantive materials contained in EXHIBIT C, attached here to, and incorporated herein by reference.

Sec. 14-63. Incentives.

The State of Illinois, Counties and Municipalities offer incentives designed to encourage businesses in the private sector to locate or expand within an Enterprise Zone, subject to terms, conditions, rules and legal limitations in the law:

STATE INCENTIVES

- (a) State Incentives
 - 1. Sales Tax Exemption - A 6.25 percent state sales tax exemption is permitted on building materials to be used in an Enterprise Zone. Materials must be permanently affixed to the property and must be purchased from a qualified retailer.
 - 2. Enterprise Zone Machinery and Equipment Consumables/Pollution Control Facilities Sales Tax Exemption - A 6.25 percent state sales tax exemption on purchases of tangible personal property to be used in the manufacturing or assembly process or in the operation of a pollution control facility within an Enterprise Zone is available. Eligibility is based on a business making an investment in an Enterprise Zone of at least \$5 million in qualified property that creates a minimum of 200 fulltime-equivalent jobs, a business investing at least \$40 million in a zone and retaining at least 2,000 jobs, or a business

investing at least \$40 million in a zone which causes the retention of at least 80 percent of the jobs existing on the date it is certified to receive the exemption.

3. Enterprise Zone Utility Tax Exemption. A state utility tax exemption on gas, electricity and the Illinois Commerce Commission's administrative charge and telecommunication excise tax is available to businesses located In Enterprise Zones. Eligible businesses must make an investment of at least \$5 million in qualified property that creates a minimum of 200 full-time equivalent jobs in Illinois, an investment of \$20 million that retains at least 1,000 full-time-equivalent jobs, or an investment of \$175 million that creates 150 full-time equivalent jobs in Illinois. The majority of the jobs created must be located In the Enterprise Zone where the investment occurs.
 4. Enterprise Zone Investment Tax Credit. A state investment tax credit of 0.5 percent is allowed a taxpayer who invests in qualified property in a Zone. Qualified property includes machinery, equipment and buildings. The credit may be carried forward for up to five years. This credit is in addition to the regular 0.5 percent Investment tax credit, which is available throughout the state, and up to 0.5 percent credit for increased employment over the previous year.
 5. Contribution Deduction. Businesses may deduct double the value of a cash or in-kind contribution to an approved project of a Designated Zone Organization from taxable income.
- (b) Local Incentives and Fees.

Local governments, through the assistance and coordination of the Enterprise Zone Administrators, may provide a variety of local incentives to further encourage economic growth and investment within enterprise zones. The incentives offered are determined by counties and municipalities. The following local Enterprise Zone incentives are hereby offered:

1. Abatement or reimbursement of 50% of the municipal portion of property taxes on new improvements for industrial, commercial, or institutional properties during the first five years following the completion of these improvements. This benefit will not be applicable if the project investor is also the recipient of tax relief for this property under the terms of a tax increment finance (TIF) agreement or other substantial property tax abatement ~~for this property~~ provided by a unit of local government.
2. Waiver of 50% of initial building permit fees for industrial, commercial, or institutional projects.
3. The Enterprise Zone will provide officials of the Counties and the Municipalities that are signatories to the Amended Intergovernmental Agreement, which is Attachment D to this Ordinance, with certain written documentation and materials relative to additional incentives, including public or not-for-profit financing and workforce development programs, which municipal officials may make available to the project developer, and other interested individuals. There is no representation that the available documents and materials include all incentives and programs~~program~~ available to the project.

The Zone Administrator shall file a copy of the amended Enterprise Zone's fee schedule with the Department of Commerce and Economic Opportunity by April 1 of each year. The Zone Administrator may charge up to 0.5% (one half of one percent) of the cost of building materials of the project associated with the Enterprise Zone, provided that a maximum fee of no more than \$50,000 is permitted (20 ILCS 655/8.2 (c)).

Sec. 14-64. Zone administrator.

The Zone Administrator will be responsible for the day-to-day operation of the amended Enterprise Zone, including the following duties:

- (a) Supervise the implementation of the provisions of this Intergovernmental Agreement and the Illinois Enterprise Zone Act.
- (b) Act as a liaison between the Counties, Municipalities, the Illinois Department of Commerce Economic Opportunity, Designated Zone Organizations, and other State, Federal and local agencies, whether public or private.
- (c) Conduct an ongoing evaluation of the Enterprise Zone Programs and submit evaluative reports at least annually to the Council.
- (d) Promote the coordination of other relevant programs, including, but not limited to, housing, community and economic development, small business, financial assistance and employment training within the Enterprise Zone.
- (e) Recommend qualified Designated Zone Organizations to the Enterprise Zone Governing Council (the Council).
- (f) Have other such duties as specified by the Council, including the appointment of authorized personnel as appropriate, to assure the smooth operation of the Enterprise Zone.

Sec. 14-65. Intergovernmental agreement.

The amended Enterprise Zone shall be governed, managed and operated in accordance with the Amended Intergovernmental Agreement between the Counties and Municipalities ~~as set forth in EXHIBIT D~~, which is attached hereto and incorporated into this Ordinance by reference. The proposed amendments to said Ford Heights/Sauk Village Enterprise Zone is binding only if approved in whole or part by the Illinois Department of Commerce and Economic Opportunity, including certification and recording as required under the Illinois Enterprise Zone Act. The Amended attached Intergovernmental Agreement (EXHIBIT D) was presented to the legislative body of Cook County and its attorney for review. The President is hereby authorized to execute this Agreement, on behalf of the County of Cook. Further, the President or his or her designee is authorized to sign all documents reasonably necessary in the furtherance of the Joint Application for said amended Enterprise Zone, to be filed with the Illinois Department of Commerce and Economic Opportunity.

Sec. 14-66. Severability.

This Ordinance and every provision thereof shall be considered severable and the invalidity of any section clause, paragraph, sentence or provision of this Ordinance will not affect the validity of any other portion of this Ordinance.

Sec. 14-67. Publication and effective date.

Cook County is hereby authorized to publish this Ordinance in pamphlet form. This Ordinance shall be in full force and effect from after its passage, approval and publication as subject to approval, certification and recording required by law.

Effective date: This Ordinance Amendment shall be in effect immediately upon adoption.

A motion was made by Commissioner Moore, seconded by Commissioner Butler, that this Ordinance Amendment be recommended for approval. **The motion carried unanimously.**

**15-6501
ORDINANCE**

Sponsored by

**THE HONORABLE TONI PRECKWINKLE, PRESIDENT, STANLEY MOORE,
JOAN PATRICIA MURPHY AND DEBORAH SIMS, COUNTY COMMISSIONERS**

LINCOLN AND 394 CORRIDOR ENTERPRISE ZONE

**AN ORDINANCE FOR THE ESTABLISHMENT OF AN ENTERPRISE ZONE
SUBJECT TO THE ENTERPRISE ZONE ACT OF THE STATE OF ILLINOIS, to
amend the existing Ford Heights/Sauk Village Enterprise Zone by altering its
boundaries and including additional units of local government, to establish new
incentives and to rename the amended Enterprise Zone as the Lincoln & 394
Corridor Enterprise Zone.**

WHEREAS, the State of Illinois Enterprise Zone Act (20 ILCS 655/1 et seq) provides for the creation of enterprise zones to encourage private sector investments in economically distressed areas throughout the State; and

WHEREAS, The Village of Beecher, The City of Chicago Heights, The Village of Crete, The Village of Ford Heights, The Village of Glenwood, The Village of Olympia Fields, The Village of Sauk Village, The Village of South Chicago Heights, The Village of Steger (the "Municipalities"), The County of Cook, and the County of Will are organized and existing under the laws of that State of Illinois. Each have areas within their respective legal boundaries that are economically distressed and would benefit from private sector investments under the Enterprise Zone Act; and

~~WHEREAS~~, ~~the aforesaid Municipalities and Counties have joined in the collective pursuit of a joint Enterprise Zone, subject to approval of their respective governing bodies; and~~

WHEREAS, it is determined that it is in the best interest of the citizens of these Counties and Municipalities to establish an Enterprise Zone and encourage private sector investments within said Enterprise Zone; and

WHEREAS, the Ford Heights/Sauk Village Enterprise Zone currently exists by virtue of certification by the State of Illinois, under the Illinois Enterprise Act and is scheduled to expire on December 31, 2021; and

WHEREAS, the current existing Ford Heights/Sauk Village Corridor Enterprise Zone involves The Village of Ford Heights and the Village of Sauk Village as its designating municipalities and affords an opportunity to expand in scope of territory and involvement of additional units of local governments; and

WHEREAS, the aforesaid Municipalities and Counties have joined in the collective pursuit to amend the current existing Ford Heights/Sauk Village Enterprise Zone by the alteration of areas included within the Zone and the inclusion of the aforesaid Municipalities and Counties as designating units of local government. These efforts are subject to the respective approvals of the governing bodies of each of the aforesaid Municipalities and Counties; and

WHEREAS, prior to filing of an application for approval of the ~~amendment to designation of an existing~~ Enterprise Zone, under the Illinois Enterprise Zone Act, it is required that the Counties and Municipalities adopt an Ordinance ~~amending designating the existing proposed~~ Enterprise Zone; and

BE IT ORDAINED, by the Cook County Board of Commissioners, that Chapter 14, Community Development, Article VI, Lincoln and 394 Corridor Enterprise Zone, Sections 14-59 through 14-67 of the Cook County Code is hereby enacted as Follows:

ARTICLE VI. LINCOLN AND 394 CORRIDOR ENTERPRISE ZONE

Sec. 14-59. Establishment of enterprise zone and enterprise zone designation.

~~In accordance with the Enterprise Zone Act (20 ILCS 655/1 et seq.), the Board of Commissioners hereby establishes an Enterprise Zone in cooperation with~~ The existing Ford Heights/Sauk Village is hereby amended to include The Village of Beecher, The City of Chicago Heights, The Village of Crete, The Village of Ford Heights, The Village of Glenwood, The Village of Olympia Fields, The Village of Sauk Village, The Village of South Chicago Heights, The Village of Steger (the "Municipalities"), The County of Cook, and the County of Will as designated units of local government of said Enterprise Zone. ~~Each have areas within their respective legal boundaries that are economically distressed and would benefit from private sector investments under the Enterprise Zone Act. This~~ Additionally, the area of this Enterprise Zone is also hereby altered to consist of the area described in the map EXHIBIT A and the legal description EXHIBIT B, attached hereto. This area of the amended zone is within the 15 square mile limit required for enterprise zones that include more than 4 jurisdictions per declared and established pursuant to authority granted by the Illinois Enterprise Zone Act (20 ILCS 655/4). EXHIBITS A and B are hereby incorporated herein by reference and become part of this Section as if fully stated herein. This amended existing. ~~The Enterprise Zone shall be named and known designated as the Lincoln and 394 Corridor Enterprise Zone. These amendments shall not be effective until; said Enterprise Zone is further subject and unless the Illinois Department of Commerce and Economic Opportunity upon application approves this amended designating Ordinance, issues an amended certification for the Lincoln and 394~~

Corridor Enterprise Zone and record a certified copy of the amended Ordinance with Cook County Recorder of Deeds and file the same with the Illinois Secretary of State.

Sec. 14-60. Term.

~~The term of the amended Enterprise Zone remains unchanged is 15 years, subject to the effective date of certification of the Enterprise Zone and will expire on December 31, 2021, unless amended or otherwise lawfully changed the potential 10 year renewal prescribed under the Illinois Enterprise Zone Act.~~

Sec. 14-61. Description of zone.

The area of the designated Enterprise Zone is outlined in a map in EXHIBIT A and described in the legal description in EXHIBIT B, which exhibits are attached to this Ordinance and incorporated herein by reference.

Sec. 14-62. Qualifications.

~~The Counties County and the Municipalities have declared hereby declare and affirmed affirm that the amended Enterprise Zone Area is qualified for designation as an Enterprise Zone in accordance with the provisions of the Act, and FOUND that as described herein:~~

- (a) The Zone Area is a contiguous area;
- (b) The Zone Area comprises an area larger than one-half square miles and not more than Fifteen square miles in total area;
- (c) The Zone Area is a depressed area;
- (d) The Zone Area addresses a reasonable need to encompass portions of more than one (1) municipality and adjacent unincorporated areas of the County;
- (e) The Zone Area exceeds the minimum requirement of meeting 3 of the 10 criteria specified in the Illinois Enterprise Act (20ILCS 655/4 (f);
- (f) On the 29th day of October, 2015, a public hearing was conducted pursuant to a Notice duly published in a newspaper of general circulation, within the Zone Area, not more than 20 days nor less than 5 days before the hearing date;
- (g) The Zone Area satisfies any additional criteria stated in the Illinois Enterprise Zone Act or established by the Rules of the Illinois Department of Commerce and Economic Opportunity;

All of the above stated FINDINGS are supported, sustained and consistent with the substantive materials contained in EXHIBIT C, attached here to, and incorporated herein by reference.

Sec. 14-63. Incentives.

The State of Illinois, Counties and Municipalities offer incentives designed to encourage businesses in the private sector to locate or expand within an Enterprise Zone, subject to terms, conditions, rules and legal limitations in the law:

STATE INCENTIVES

(a) State Incentives

1. Sales Tax Exemption - A 6.25 percent state sales tax exemption is permitted on building materials to be used in an Enterprise Zone. Materials must be permanently affixed to the property and must be purchased from a qualified retailer.
2. Enterprise Zone Machinery and Equipment Consumables/Pollution Control Facilities Sales Tax Exemption - A 6.25 percent state sales tax exemption on purchases of tangible personal property to be used in the manufacturing or assembly process or in the operation of a pollution control facility within an Enterprise Zone is available. Eligibility is based on a business making an investment in an Enterprise Zone of at least \$5 million in qualified property that creates a minimum of 200 fulltime-equivalent jobs, a business investing at least \$40 million in a zone and retaining at least 2,000 jobs, or a business investing at least \$40 million in a zone which causes the retention of at least 80 percent of the jobs existing on the date it is certified to receive the exemption.
3. Enterprise Zone Utility Tax Exemption. A state utility tax exemption on gas, electricity and the Illinois Commerce Commission's administrative charge and telecommunication excise tax is available to businesses located In Enterprise Zones. Eligible businesses must make an investment of at least \$5 million in qualified property that creates a minimum of 200 full-time equivalent jobs in Illinois, an investment of \$20 million that retains at least 1,000 full-time-equivalent jobs, or an investment of \$175 million that creates 150 full-time equivalent jobs in Illinois. The majority of the jobs created must be located In the Enterprise Zone where the investment occurs.
4. Enterprise Zone Investment Tax Credit. A state investment tax credit of 0.5 percent is allowed a taxpayer who invests in qualified property in a Zone. Qualified property includes machinery, equipment and buildings. The credit may be carried forward for up to five years. This credit is in addition to the regular 0.5 percent Investment tax credit, which is available throughout the state, and up to 0.5 percent credit for increased employment over the previous year.
5. Contribution Deduction. Businesses may deduct double the value of a cash or in-kind contribution to an approved project of a Designated Zone Organization from taxable income.

(b) Local Incentives and Fees.

Local governments, through the assistance and coordination of the Enterprise Zone Administrators, may provide a variety of local incentives to further encourage economic growth and investment within enterprise zones. The incentives offered are determined by counties and municipalities. The following local Enterprise Zone incentives are hereby offered:

1. Abatement or reimbursement of 50% of the municipal portion of property taxes on new improvements for industrial, commercial, or institutional properties during the first five years following the completion of these improvements. This benefit will not be applicable if the project investor is also the recipient of tax relief for this property under the terms of a tax increment finance (TIF) agreement or other substantial property tax abatement ~~for this property~~ provided by a unit of local government.
2. Waiver of 50% of initial building permit fees for industrial, commercial, or institutional projects.
3. The Enterprise Zone will provide officials of the Counties and the Municipalities that are signatories to the Amended Intergovernmental Agreement, which is Attachment D to this Ordinance, with certain written documentation and materials relative to additional incentives, including public or not-for-profit financing and workforce development programs, which municipal officials may make available to the project developer, and other interested individuals. There is no representation that the available documents and materials include all incentives and ~~programs~~program available to the project.

The Zone Administrator shall file a copy of the amended Enterprise Zone's fee schedule with the Department of Commerce and Economic Opportunity by April 1 of each year. The Zone Administrator may charge up to 0.5% (one half of one percent) of the cost of building materials of the project associated with the Enterprise Zone, provided that a maximum fee of no more than \$50,000 is permitted (20 ILCS 655/8.2 (c)).

Sec. 14-64. Zone administrator.

The Zone Administrator will be responsible for the day-to-day operation of the amended Enterprise Zone, including the following duties:

- (a) Supervise the implementation of the provisions of this Intergovernmental Agreement and the Illinois Enterprise Zone Act.
- (b) Act as a liaison between the Counties, Municipalities, the Illinois Department of Commerce Economic Opportunity, Designated Zone Organizations, and other State, Federal and local agencies, whether public or private.
- (c) Conduct an ongoing evaluation of the Enterprise Zone Programs and submit evaluative reports at least annually to the Council.
- (d) Promote the coordination of other relevant programs, including, but not limited to, housing, community and economic development, small business, financial assistance and employment training within the Enterprise Zone.
- (e) Recommend qualified Designated Zone Organizations to the Enterprise Zone Governing Council (the Council).

(f) Have other such duties as specified by the Council, including the appointment of authorized personnel as appropriate, to assure the smooth operation of the Enterprise Zone.

Sec. 14-65. Intergovernmental agreement.

The amended Enterprise Zone shall be governed, managed and operated in accordance with the Amended Intergovernmental Agreement between the Counties and Municipalities ~~as set forth in EXHIBIT D~~, which is attached hereto and incorporated into this Ordinance by reference. The proposed amendments to said Ford Heights/Sauk Village Enterprise Zone is binding only if approved in whole or part by the Illinois Department of Commerce and Economic Opportunity, including certification and recording as required under the Illinois Enterprise Zone Act. The ~~Amended~~ attached Intergovernmental Agreement (EXHIBIT D) was presented to the legislative body of Cook County and its attorney for review. The President is hereby authorized to execute this Agreement, on behalf of the County of Cook. Further, the President or his or her designee is authorized to sign all documents reasonably necessary in the furtherance of the Joint Application for said amended Enterprise Zone, to be filed with the Illinois Department of Commerce and Economic Opportunity.

Sec. 14-66. Severability.

This Ordinance and every provision thereof shall be considered severable and the invalidity of any section clause, paragraph, sentence or provision of this Ordinance will not affect the validity of any other portion of this Ordinance.

Sec. 14-67. Publication and effective date.

Cook County is hereby authorized to publish this Ordinance in pamphlet form. This Ordinance shall be in full force and effect from after its passage, approval and publication as subject to approval, certification and recording required by law.

Effective date: This Ordinance Amendment shall be in effect immediately upon adoption.

Approved and adopted this 21st of December 2015.

TONI PRECKWINKLE, President
Cook County Board of Commissioners

Attest: DAVID ORR, County Clerk

ADJOURNMENT

Commissioner Morrison, seconded by Commissioner Butler, moved that the Special Meeting do now adjourn. The motion prevailed and the Special Meeting stood adjourned.

* * * * *

The next regular County Board Meeting is scheduled by law, for Wednesday, January 13, 2016.

David Orr
County Clerk